

P66 40774



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Rakoczy, P.E. et al. : Art Unit: 1643
Serial No.: 09/065,082 : Examiner:
Filed: April 23, 1998
For: HYALURONIC ACID AS DNA CARRIER FOR GENE THERAPY AND
VEGF ANTISENSE DNA TO TREAT ABNORMAL RETINAL
VASCULARIZATION

LETTER

Assistant Commissioner for Patents
Washington, DC 20231
Box PCT

Sir/Madam:

The US Patent Office issued a defective Filing Receipt in the above-indicated application (copy enclosed).

On November 6, 1998, applicants filed a Request for Correction of the 102(e) date and the Receipt of Requirements date in the Notice of Acceptance of the above application dated October 19, 1998 (copy enclosed).

A Corrected Filing Receipt was forwarded by the US Patent Office (copy enclosed). The new receipt had only the Group Art Unit and the Preliminary Class corrected. However, neither the 102(e) date, nor the Receipt of Requirements date reflected the requested corrections. No explanation was provided as to why the requested corrections were not entered.

Applicants are, hereby, once again requesting that the Patent Office correct the 102(e) date to April 23, 1998 and the Receipt of Requirements date to July 13, 1998 and forward to applicants a new Notification of Acceptance reflecting the correct dates.

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PATENT

The Assistant Commissioner for Patents is hereby authorized to charge to Deposit Account No. 16-2460 payment of any fees associated with this correspondence, including a fee for an extension of time which, if necessary, is hereby requested.

Respectfully submitted.
PRETTY, SCHROEDER & POPLAWSKI

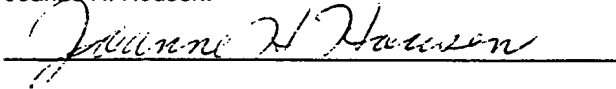


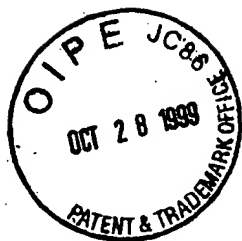
Date: November 6, 1998

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 Box PCT on 11/6/98 by Joanne H. Housen.





IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Rakoczy, P.E. et al. : Art Unit:
Serial No.: 09/065,082 : Examiner:
Filed: April 23, 1998 :
For: **HYALURONIC ACID AS DNA CARRIER FOR GENE THERAPY AND
VEGF ANTISENSE DNA TO TREAT ABNORMAL RETINAL
VASCULARIZATION**

REQUEST FOR CORRECTION

Assistant Commissioner for Patents
Washington, DC 20231
Box PCT

Sir/Madam:

Applicants have received a Notice of Acceptance of Application from the US Patent Office dated October 19, 1998 (copy enclosed). In that Notice, it is indicated that July 16, 1998 is now recognized as the 35 USC 102(e) date and as the date of receipt of all 35 USC 371 requirements.

The award of these dates is in error, and applicants are hereby requesting a correction of both dates in Item #2, the 102(e) date and the Date of Receipt of Requirements.

The application was filed on April 23, 1998, as evidenced by the post office receipt (copy enclosed), and the return post card date-stamped by the PTO showing the same date (copy enclosed). A Declaration and Power of Attorney were filed on July 13, 1998, prior to receiving any Communication from the US Patent Office, as evidenced by the date-stamped return post card (copy enclosed).

Unaware of applicants' filings of July 13, 1998, the US Patent Office issued a Request for Missing Parts on July 22, 1998 (copy enclosed). In response to that Notice, applicants forwarded copies of the previously filed Declaration and Power of Attorney along with a Letter to the US Patent Office on September 25, 1998 (copies enclosed).

Applicants believe that they are entitled to the April 23, 1998 date for their filing date and 35 USC 102(e) date, and to the July 13, 1998 date for the Receipt of Requirements, and request that the Patent Office make the necessary corrections and forward to applicants a new Notification of Acceptance reflecting the correct dates.

The Assistant Commissioner for Patents is hereby authorized to charge to Deposit Account No. 16-2460 payment of any fees associated with this correspondence, including a fee for an extension of time which, if necessary, is hereby requested.

Respectfully submitted.

PRETTY, SCHROEDER & POPLAWSKI

2/24/99
Date:

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Joanne H. Housen